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19 **UNITED STATES DISTRICT COURT**
20 **EASTERN DISTRICT OF CALIFORNIA**
21 **FRESNO DIVISION**

22 G & G CLOSED CIRCUIT EVENTS,
23 LLC,

24 Plaintiff,

25 v.

26 OSCAR AGUILAR, et al.,

27 Defendants,

Case No.: 1:20-cv-01745-NONE-BAM

**JOINT STIPULATION TO STAY
CASE WHILE ISSUE AFFECTING
OUTCOME IS ON APPEAL**

and

ORDER

1 The parties who have appeared in this matter, Plaintiff G & G Closed Circuit
2 Events, LLC and Defendant Oscar Aguilar state the following:

3 1. WHEREAS a conference is currently set for October 13, 2021 in this
4 matter.

5 2. WHEREAS Defendant alleges that he received via internet streaming
6 video the television programming to which Plaintiff claims commercial licensing
7 rights at issue in this matter.

8 3. WHEREAS Plaintiff is the appellant in the matter G & G Closed
9 Circuits Events, LLC v. Snukal, et al., 9th Cir. C.A. Case No. 21-55488, currently
10 on appeal before the Ninth Circuit Court of Appeals.

11 4. WHEREAS on September 21, 2021, Plaintiff filed Notices of Appeal in
12 the matters styled, G & G Closed Circuits Events, LLC v. Reto, C.D. Cal. Case No.
13 2:19-cv-07915-WDK-JC and G & G Closed Circuits Events, LLC v. Liu, C.D. Cal.
14 Case No. 2:19-cv-07896-WDK-JC.

15 5. WHEREAS the central issue on appeal in Snukal, Reto, and Liu is
16 whether receipt and publication of television programming via internet streaming
17 video violates Title 47 U.S.C. Section 553 and/or 605.

18 6. WHEREAS Defendant has informed Plaintiff that he intends to assert
19 that receipt and publication of television programming via internet streaming video
20 does not violate Title 47 U.S.C. Section 553 and/or 605 as a defense in this matter.

21 IT IS HEREBY STIPULATED by and between the parties, by and through
22 their attorneys of record that, in the interest in judicial economy, and to avoid the
23 unnecessary expenditure of the parties' time and resources and the prospect of
24 another appeal, this matter should be stayed until such time that the Ninth Circuit
25 Court of Appeals issues a ruling in Snukal, Reto, and Liu, or any of them. The
26 parties believe that once the Ninth Circuit Court of Appeals rules on those appeals,
27 they will know their respective rights and obligations under Title 47 U.S.C. Section
28 553 and/or 605.

Respectfully submitted,

Dated: 9/24/2021

/s/ Trevor McCann

Trevor McCann
Attorney for Defendants

Dated: 9/24/2021

/s/ Thomas P. Riley

LAW OFFICES OF THOMAS P. RILEY, P.C.
By: Thomas P. Riley
Attorneys for Plaintiff
G & G Closed Circuit Events, LLC

ORDER

Pursuant to the Parties' stipulation, this matter is STAYED until such time that the Ninth Circuit Court of Appeals issues a ruling in G & G Closed Circuits Events, LLC v. Snukal, et al., 9th Cir. C.A. Case No. 21-55488, G & G Closed Circuits Events, LLC v. Reto, C.D. Cal. Case No. 2:19-cv-07915-WDK-JC, and G & G Closed Circuits Events, LLC v. Liu, C.D. Cal. Case No. 2:19-cv-07896-WDK-JC, or any of them.

Plaintiff shall file notice with this court of the Ninth Circuit Court of Appeals ruling when issued.

IT IS SO ORDERED.

Dated: September 27, 2021

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on September 26, 2021, I electronically file the following document(s) using the CM/ECF system which will send notification of such filing to the person(s) listed in the Service List:

**JOINT STIPULATION TO STAY CASE WHILE ISSUE AFFECTING
OUTCOME IS ON APPEAL**

SERVICE LIST

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/s/ Trevor McCann